

Administrative Rule Fiscal Impact Statement

Date: 9/22/2005

Agency: Department of Natural Resources 567

IAC Citation: IAC 567 Chapters 60, 62 and 63

Agency Contact: Tom Atkinson

Summary of the Rule: These rules update references in IAC 567 Chapters 60, 62 and 63 to current federal regulations.

- Updates the definition of "Act" to include amendments to the Water Pollution Control Act commonly referred to as the Clean Water Act.
- Updates the reference to federal toxic effluent standards.
- Adopts by reference revised federal effluent and pretreatment standards for meat and poultry products point source category.
- Adopts by reference revised federal effluent and pretreatment standards for cooling water intake structures for existing large steam electric power plants.
- Adopts by reference federal effluent guidelines applicable to concentrated aquatic animal production facilities.

Fill in this box if the impact meets these criteria:

☐ No Fiscal Impact to the State.

☐ Fiscal Impact of less than \$100,000 annually or \$500,000 over 5 years.

☒ Fiscal Impact cannot be determined.

Brief Explanation: These rules are adopted by reference to federal regulations. The agency is required to adopt effluent and pretreatment standards at least as stringent as the federal standards to have continued approval of the Environmental Protection Agency to operate the NPDES program. Because this is a federal program, entities affected must comply whether or not the rules are adopted by the state. The cost to individual facilities to comply with the rules is no different if the department is the implementing authority or EPA.

At this time the department cannot determine how many facilities might be affected by these rules or the cost to the facilities, either individually or in the aggregate, to comply with these standards. Some facilities may incur expenses to install and operate additional equipment or controls, while others may have no change in expenses.

Fill in the form below if the impact does not fit the criteria above:

☐ Fiscal Impact of \$100,000 annually or \$500,000 over 5 years.

* Fill in the rest of the Fiscal Impact Statement form.

Assumptions:

Describe how estimates were derived:

Estimated Impact to the State by Fiscal Year

	<u>Year 1 (FY 05)</u>	<u>Year 2 (FY 06)</u>
Revenue by Each Source:		
GENERAL FUND		
FEDERAL FUNDS		
Other (specify)		
TOTAL REVENUE	<hr/>	<hr/>
Expenditures:		
GENERAL FUND		
FEDERAL FUNDS		
Other (specify)		
Water Pollution Control State Revolving Fund		
Administration Account		
TOTAL EXPENDITURES	<hr/>	<hr/>
NET IMPACT	<hr/>	<hr/>

X This rule is required by State law or Federal mandate.

Please identify the state or federal law:

Rules implement Iowa Code sections 455B.105 and 455B.173(2) and Section 402(b) of the Clean Water Act.

Funding has been provided for the rule change.

Please identify the amount provided and the funding source:

X Funding has not been provided for the rule.

Please explain how the agency will pay for the rule change:

No funding is provided or necessary because these rules will not have a fiscal impact on the agency.

Fiscal impact to persons affected by the rule:

- There is no fiscal impact associated with the update to the definition of "Act" because there have been no amendments to the Act since July 1, 2004 when this reference was last updated.
- There is no fiscal impact associated with the change in the reference to federal toxic effluent standards because there were no changes to these standards since July 1, 2004.
- All persons potentially affected by these rules have been notified. Fiscal impacts were figured by EPA when the guidelines were promulgated.

Fiscal impact to Counties or other Local Governments (required by Iowa Code 25B.6):

There is no fiscal impact to counties or other local governments for the same reasons stated in the previous section.

* If additional explanation is needed, please attach extra pages.

Agency Representative preparing estimate: Tom Atkinson

Telephone Number: 515.281.5054